

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 1, 2009**

G039916 CHRISTOS CATSOURAS et al.
 & v.
G040330 STATE OF CALIFORNIA HIGHWAY
 PATROL et al.

Order filed. Pursuant to rule 8.256(e)(1) of the C.R.C. submission is vacated so as to permit the parties to submit supplemental briefing. The matter will be submitted after the supplemental briefing is completed.

RYLAARSDAM, ACTING P. J.

I concur: MOORE, J.

G040688 JAMES H. DENEAL
 v.
 RONNY SHAVER

Order filed. The petition for rehearing is denied.

RYLAARSDAM, ACTING P. J.

We concur: MOORE, J.
 IKOLA, J.

G040973 MARK AGUILERA
 v.
 EL TORITO RESTAURANTS, INC.

Not for publication

Opinion filed. The appeal is dismissed.

RYLAARSDAM, ACTING P. J.

We concur: MOORE, J.
 IKOLA, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 2, 2009**

Misc. Proceeding No. 4186

In the matter of the admission of attorneys to the practice of law. The Court of Appeal, Fourth Appellate District, Division Three met in special session on Tuesday, June 2, 2009, at the Sheraton Anaheim Hotel, 900 S. Disneyland Drive, Anaheim, California. Court was called to order at 10:00 a.m., by Deputy Clerk, Dana Johnson. Associate Justice Eileen C. Moore present introduces Acting Presiding Justice William W. Bedsworth, Raymond J. Ikola, and United States Magistrate Judge Robert N. Block from the United States District Court. Associate Justice Eileen C. Moore called upon Richard W. Millar, Jr., Delegate American Bar Association, Michael G. Yoder, President of the Orange County Bar Association; Joseph L. Chairez, representing State Bar Board of Governors; Scott Davenport, representing the Committee of Bar Examiners to briefly address the admittees. Associate Justice Raymond J. Ikola calls the roll and congratulates the new admittees. Associate Justice Eileen C. Moore administers the oath and congratulates the new admittees. United States Magistrate Judge Robert N. Block administers the oath to those present who have made formal application to the United States District Court. Acting Presiding Justice William W. Bedsworth makes closing remarks. Court in special session is adjourned at 10:50 a.m.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 2, 2009 (cont'd)**

G039873 CERDYNE, INC. Not for publication
v.
ARGONAUT INSURANCE COMPANY

Opinion filed. The order is affirmed in part and reversed in part.

O'LEARY, J.

We concur: BEDSWORTH, ACTING P. J.
FYBEL, J.

G040155 THE PEOPLE Not for publication
v.
JOE LUIS GONZALES

Opinion filed. The judgment is affirmed in part, reversed in part and remanded.

O'LEARY, ACTING P. J.

We concur: MOORE, J.
FYBEL, J.

G040461 THE PEOPLE Not for publication
v.
FRANK ROBERT MALLORY

Opinion filed. The judgment is affirmed.

O'LEARY, ACTING P. J.

We concur: MOORE, J.
FYBEL, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 3, 2009**

Court convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California, 92701. Panel members are Sills, P. J., O'Leary, J. and Ikola, J. Toni Cajigal deputy clerk standing.

G040620 YMELDA T. PATRICK as TRUSTEE, ETC.
 v.
 JAMES TURNER et al.

Merits. Cause called. Jillyn Hess-Verdon argued for appellant. Gary M. Lape argued for respondents. Theodore I. Wallace argued for respondent Ronald Patrick. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 3, 2009 (cont'd)**

G040337 THE PEOPLE Not for publication
 v.
 RICHARD M. JOHNSTON

Opinion filed. The judgment is affirmed.

O'LEARY, J.

We concur: SILLS, P. J.
 MOORE, J.

G040340 DONALD J. JORDAN Not for publication
 v.
 AMANDA JORDAN

Opinion filed. The judgment is affirmed.

O'LEARY, J.

We concur: SILLS, P. J.
 RYLAARSDAM, J.

G040582 JOSE DEL VALLE Not for publication
 v.
 ELIZABETH DEL VALLE

Opinion filed. The judgment is affirmed.

IKOLA, J.

We concur: RYLAARSDAM, ACTING P. J.
 ARONSON, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 3, 2009 (cont'd)**

G040753 THE PEOPLE
 v.
 JAIME MATOS

Order filed. The above entitled caused is ordered submitted this date.

SILLS, P. J.

G041101 JUAN C. CORTEZ LOZADO Not for publication
 v.
 SUPERIOR COURT OF CALIFORNIA;
 THE PEOPLE

Opinion filed. The petition is granted.

IKOLA, J.

We concur: SILLS, P. J.
 RYLAARSDAM, J.

G041387 COUNTY SOCIAL SERVICES
 AGENCY et al.
 v.
 K.F.

Order filed. The above entitled caused is ordered submitted this date.

SILLS, P. J.

G041483 ORANGE SOCIAL SERVICES
 AGENCY et al.
 v.
 C.L.

Order filed. The above entitled caused is ordered submitted this date.

SILLS, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 3, 2009 (cont'd)**

G041614 A.P. et al. Not for publication
v.
SUPERIOR COURT OF CALIFORNIA;
ORANGE COUNTY SOCIAL
SERVICES AGENCY et al.

Opinion filed. The petitions are denied.

O'LEARY, ACTING P. J.

I concur: FYBEL, J.
I concur: ARONSON, J. - with opinion

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 4, 2009**

G037875 CHAU LAI Not for publication
 v.
 VAN KIM LAI

Opinion filed. The appeal is dismissed as being untimely and arising from a nonappealable order.

O'LEARY, ACTING P. J.

We concur: ARONSON, J.
 FYBEL, J.

G040516 THE PEOPLE Not for publication
 v.
 ROBERT Q. FEENEY

Opinion filed. The judgment is affirmed.

BY THE COURT

Before Sills, P. J., Rylaarsdam, J. and Ikola, J.

G041708 THE PEOPLE Not for publication
 v.
 CARLOS V. BENITEZ

Opinion filed. The judgment is affirmed.

RYLAARSDAM, J.

We concur: SILLS, P. J.
 FYBEL, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 4, 2009 (cont'd)**

G041894 WILLIAM TEZAK et al.
 v.
 FELDSOTT AND LEE et al.

Order filed. The appeal is dismissed as untimely and is from a nonappealable order.

SILLS, P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 5, 2009**

G035266 THE PEOPLE
v.
TIMMY M. GIFFIN

Order filed. Pursuant to rule 8.256(e)(1) of the C.R.C., submission of the above-entitled matter is vacated for the augmentation of the record on appeal and for further briefing. On August 21, 2009, the matter shall be submitted for the period of time allowed by law.

O'LEARY, ACTING P. J.

We concur: MOORE, J.
IKOLA, J.

G039379 THE PEOPLE Not for publication
v.
JAMES DIEP

Opinion filed. The judgment is affirmed.

O'LEARY, J.

We concur: SILLS, P. J.
MOORE, J.

G040071 MARIE A. TYLER-GARCIA
v.
PHILLIP GARCIA

Order filed. The above entitled cause is ordered submitted this date.

BEDSWORTH, ACTING P. J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 5, 2009 (cont'd)**

G040704 RYAN W. Not for publication
v.
LA HABRA CITY SCHOOL DISTRICT

Opinion filed. The judgment is affirmed.

RYLAARSDAM, ACTING P. J.

We concur: MOORE, J.
 IKOLA, J.

G040946 VICTORIA MURRAY Not for publication
v.
THE REGENTS OF THE UNIVERSITY
OF CALIFORNIA

Opinion filed. The judgment is reversed.

RYLAARSDAM, ACTING P. J.

We concur: MOORE, J.
 IKOLA, J.

G041642 KEITH R.
v.
SUPERIOR COURT OF CALIFORNIA;
H.R.

Order filed. Order modifying opinion; change in judgment and granting request for publication.

BY THE COURT

Before Rylaarsdam, Acting P. J., Fybel, and Ikola, J.